THE HONOURABLE SRI JUSTICE V.ESWARAIAH

WRIT PETITION No :15044 OF 2007

DATED:24-09-2007

BETWEEN:

M/s Sri Durga Granite Workers Enterprises,
Rep., by its President,
J.Ramachandrappa,
(Reg.No.638/96) D.No.1/470,
Near Sri Kanyaka Parameswari Temple,
Gorantla post & mandal,
Anantapur District.

..... PETITIONER

AND

The Government of Andhra Pradesh,
rep., by its Principal Secretary,
Revenue Department,
Secretariat,
Hyderabad-4 & 3 others.

.....RESPONDENTS

ORDER:

Heard learned counsel appearing for the petitioner as well as the learned Government Pleader for Revenue appearing for the respondents.

2. Petitioner seeks a writ of mandamus declaring the action of the 2nd respondent in not disposing of the appeal filed by the petitioner Society vide Rc.No.D4/6752/06, dated 27-09-2006, as illegal, arbitrary, and consequently direct the respondents to conduct detailed survey, dispose of the appeal, and grant pattas in favour of the petitioner Society for the poramboke lands in Sy.Nos.560, 560/1, 560/2, 560/3, 672, 673, 750, 751, 752 and 798 admeasuring Ac.579.00 situated at Amadagur village, Gorantla mandal, Anantapur District.

3. It is the case of the petitioner that against the order passed by the 3rd respondent-Sub-Collector/Revenue Divisional Officer, Penukonda in Rc.No.D/1253/05, dated
22-08-2006, informing the petitioner that the patadar pass books and title deeds in respect of Ac.2.00 in Sy.Nos.560-1, 2 and 3, and Sy.No.752-3, 751-4, 750-5m 673-6 and 672 situated at Amadagur village, Gorantla mandal, Anantapur District, cannot be given in favour of the petitioner Society on the ground that the said land is in occupation and possession of some others in whose favour pattadar pass books have already been given, petitioner filed W.P.No.18692 of 2006 which was dismissed on 11-09-2006 with a liberty to the petitioner to file a revision petition in paragraph

18 of BSO 15 of the Andhra Pradesh Board of Revenue Standing Orders (BSO) before the Joint Collector, Anantapur.

4. It is stated that the petitioner accordingly filed revision on 27-09-2006, in Rc.D4/6752/06, but the revisional authority has not considered and disposed of the same. It is further stated that pursuant to filing the said revision, notice, dated 16-01-2006, was also issued on which day petitioner appeared but the appeal is not yet disposed of so far. Hence, the present Writ Petition.

5. Having regard to the facts and circumstances of the case, 2nd respondent is directed to consider and dispose of the appeal in Rc.D4/6752/06, if not already disposed of, as expeditiously as possible without any undue delay, preferably within a period of eight weeks from the date of receipt of a copy of this order.

6. Accordingly, writ Petition is disposed of. No order as to costs.

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V.ESWARAIAH,J

24th September, 2007.

Note:

Furnish C.C. of the order
within three days.

B/o

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